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10/630,289	07/30/2003	Gordon Wesley Braudaway	8185P030	9724
8791 7590 03/20/2008 BLAKELY SOKOLOFF TAYLOR & ZAFMAN 1279 OAKMEAD PARKWAY SUNNYVALE, CA 94085-4040				
EXAMINER				
MCLEAN, NEIL R				
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary

Application No.

10/630,289

Applicant(s)

BRAUDAWAY, GORDON WESLEY

Examiner

Neil R. McLean

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Period for Reply -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 26 December 2007.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-29 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-10, 21-29 is/are rejected.
- 7) ☒ Claim(s) 11-20 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-8508)
- Paper No(s)/Mail Date _____

- 4) ☐ Interview Summary (PTO-413)
- Paper No(s)/Mail Date _____
- 5) ☐ Notice of Inventor's Patent Application
- 6) ☐ Other: _____

DETAILED ACTION

1. Applicant's arguments filed 12/28/2007 have been fully considered but they are not persuasive.

Response to Amendment

Regarding Applicant's Argument:

Horiguchi fails to disclose, or reasonably suggest, an alignment process that creates an initial replacement image from a scanned image. Moreover, nowhere in Horiguchi is there disclosed a process of aligning a replacement scanned image being with a digitized source image:

Examiner's Response:

Horiguchi discloses a system for detecting errors in a printed copy (See Print Inspecting Method According to a Digitization System diagram in Figure 1), the system comprising:

one or more computer memories (14/15/16 in Figure 3) having one or more digitized (Column 3, lines 67-68; see A/D Converter in Figure 1) source images (P in Figure 1);

one or more scanners (1 in Figure 1) that scan one or more printed copies to create one or more corresponding scanned images (See Reference Data Memory M in Figure 1 where these images are stored);

an alignment process (The program code or device which performs the function described in Flow Chart in Figure 28) that creates an initial replacement image from the scanned image, the replacement scanned image (See Inspection Data I in Figure 1) being aligned (Column 4, lines 32-40) with the digitized source image (See Reference Data Memory M in Figure 1) on a page by page (A_{11} to A_{mn} in Figure 8), line by line (See A_{11} to A_{m1} in Figure 8), and pel by pel (See A_{ij} in Figure 8); and

a comparison process (The program code or device which performs the function described in Column 4, lines 40-44) that compares (See Comparison and Decision Operation in Figure 17) one or more source pels of the digitized source image with one or more corresponding scanned pels of the initial replacement image to determine differences (Column 4, lines 45-49; See Comparison Circuit CO in Figure 1), the differences being defects in the printed copies.

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claim 1 is rejected under 35 U.S.C. 102(b) as being anticipated by Horiguchi et al. (US 4,561,103).

Regarding Claim 1:

Horiguchi discloses a system for detecting errors in a printed copy (See Print Inspecting Method According to a Digitization System diagram in Figure 1), the system comprising:

one or more computer memories (14/15/16 in Figure 3) having one or more digitized (Column 3, lines 67-68; see A/D Converter in Figure 1) source images (P in Figure 1);

one or more scanners (1 in Figure 1) that scan one or more printed copies to create one or more corresponding scanned images (See Reference Data Memory M in Figure 1 where these images are stored);

an alignment process (The program code or device which performs the function described in Flow Chart in Figure 28) that creates an initial replacement image from the scanned image, the replacement scanned image (See Inspection Data I in Figure 1) being aligned (Column 4, lines 32-40) with the digitized source image (See Reference Data Memory M in Figure 1) on a page by page (A_{11} to A_{mn} in Figure 8), line by line (See A_{11} to A_{m1} in Figure 8), and pel by pel (See A_{ij} in Figure 8); and

a comparison process (The program code or device which performs the function described in Column 4, lines 40-44) that compares (See Comparison and Decision Operation in Figure 17) one or more source pels of the digitized source image with one or more corresponding scanned pels of the initial replacement image to determine differences (Column 4, lines 45-49; See Comparison Circuit CO in Figure 1), the differences being defects in the printed copies.

3. Claims 2-10, and 11- 29 are rejected under 35 U.S.C. 102(b) as being anticipated by Hansen et al. (US 7,013,803).

Regarding Claim 2:

A system for detecting errors in a printed copy, the system comprising:
one or more computer memories (402/404/406 in Figure 8) having one or more digitized (see CCD signal processor 516 in Figure 9) source images (see image sensor 214 in Figure 2);

a digital printer that converts the digitized source images into one or more printed copies (Column 4, lines 51-52);

one or more scanners (102 in Figure 1) that scan the printed copies to create one or more corresponding scanned images (Column 8, lines 59-62));

an alignment process (The program code or device which performs the function described in Column 7, lines 19-28) creates a replacement image (Printed Color Registration Marks; Column 7, lines 13-16; "the camera assembly 102 locates and

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measures the relationship of the printed marks of each color relative to each other and relative to the predefined pattern 306") from the scanned image, the replacement image being aligned with the digitized source image (See Predefined Register Mark Pattern 306 in Figure 7) on a page and page (Column 8, lines 59-62), line by line (Column 9, lines 16-19)), and pel by pel basis (Column 9, lines 47-50); and

a comparison process (The program code or device which performs the function described in Column 7, lines 12-18) that compares one or more source pels of the digitized source image with one or more corresponding scanned pels of the replacement image to determine differences (Column 7, lines 1-5), the differences being defects in the printed copies (Column 7, lines 16-18).

Regarding Claim 3:

A system, as in claim 2, where the alignment process comprises a course-alignment and a subsequent fine alignment (The program code or device which performs the iterative process described in Column 7, lines 19-28).

Regarding Claim 4:

A system, as in claim 3, where the course alignment produces an initial replacement image and the fine alignment produces a final replacement image being the replacement image (The software code or device which performs the iterative process described in Column 7, lines 19-28).

Regarding Claim 5:

A system, as in claim 3, where the course alignment is a repeated application of an affine transform of source image pels and the fine alignment is a repeated application of a one dimensional cross-correlation of one or more course aligned pels to source pels (The software code or device which performs the iterative process described in Column 7, lines 19-28).

Regarding Claim 6:

A system, as in claim 2, where the alignment process comprises the steps of:
embedding two or more vertical synchronization-strips into the digitized source image (Column 6, lines 62-67; See 300/302/304 in Figure 6; 306 in Figure 7);
printing the synchronization-strips on the printed copy (Column 7, lines 5-8);
scanning the printed copy so that two or more scanned vertical synchronization-strips are embedded in the scan copy, the vertical synchronization-strips being separated by a first separation distance (Column 7, lines 12-18);
tracking the horizontal and vertical coordinates of one or more sequential and specifically identifiable features in lines of the synchronization-strip to create a line by line correspondence (The program code or device which performs the function described in Column 7, lines 1-5) between the source image and the corresponding scanned image;

performing a scanned image pixel value interpolation based on an affine transform, comprising the following steps:

sub dividing (Column 7, line 19; 'sampling') the source image and scanned image into one or more source and scanned horizontal strips, respectively;

determining at least two corresponding points on two corresponding lines in the source and scanned images, the two corresponding lines separated by a second separation distance (The program code or device which performs the function described in Column 7, lines 1-8);

using at least four of the corresponding points, two at a time from each of the lines to develop a transformation of the coordinates of pels in the source image to points of interest in the scanned image (Column 11, lines 51-57);

determining an interpolated pixel value of the scanned image at the point of interest (Column 12, lines 5-6); and

for each pixel, placing the interpolated pixel value into an initial replacement image at the pel coordinates corresponding to the pel of the source image used to determine the point of interest (Column 12, lines 6-10).

Regarding Claim 7:

A system, as in claim 6, where the alignment process further comprises the steps of:

dividing the source image into a plurality of initial source horizontal strips (Column 7, line 19; 'sampling');

dividing one of the source horizontal strips into a plurality of source vertical stripes (The program code or device which performs the function in Column 13, lines 4-9);

dividing the initial aligned image into a plurality of initial aligned horizontal strips (The program code or device which performs the function in Column 13, lines 4-9);

dividing one of the aligned horizontal strips into a plurality of initial vertical stripes (The program code or device which performs the function in Column 13, lines 4-9);

dividing the initial horizontal strip corresponding to the respective source horizontal strips into a plurality of initial vertical stripes (The program code or device which performs the function in Column 13, lines 4-9), the source vertical stripes and the initial vertical strips corresponding to one another and having the same height and width (The program code or device which performs the function described in column 7, lines 1-5);

determining three or more cross-correlation values between the source and initial vertical stripes for an initial horizontal alignment and two or more horizontal offsets between the source and initial vertical stripes (Column 7, lines 12-18);

using the three or more cross-correlation values and their corresponding offsets to further determine an interpolated offset that produce the optimal correlation value (Column 12, lines 5-10);

producing an interpolated offset for each pair of source and initial vertical stripes (Column 12, lines 5-10);

performing a piece-wise interpolation between the interpolated offsets to develop a fine alignment that is dependent on the horizontal pel position of the source image (The software code or device which performs the iterative process described in Column 7, lines 19-28);

and re-performing the scanned image pixel value interpolation wherein a horizontal coordinate of the pel of the source image is increased by the piece-wise interpolated value of the fine alignment (The software code or device which performs the iterative process described in Column 7, lines 19-28).

Regarding Claim 8:

A system, as in claim 2, where the comparison process uses masks (Column 12, lines 17-18).

Regarding Claim 9:

A system, as in claim 8, where the mask is a dilation mask (Column 12, lines 17-18).

Regarding Claim 10:

A system, as in claim 8, where the mask is an erosion mask (Column 12, lines 17-18).

Regarding Claim 21:

A system, as in claim 2, where the scanner has a line array sensor (Column 6, lines 31-33);

Regarding Claim 22:

A system, as in claim 21, where the line array sensor is compensated so that all pixels that sense only black ink printed on paper produce the same black numeric value and that all pixels that sense blank paper produce the same white numeric value (Column 9, lines 6-10).

Regarding Claim 23:

A method for aligning content on a printed page, the method comprising the steps of:

embedding two or more synchronization-strips into a digitized source image to form a marked source image (Column 6, lines 62-67; See 300/302/304 in Figure 6; 306 in Figure 7); and

printing the marked source image to form a printed copy (Column 7, lines 5-8), the embedded synchronization-strips containing line identification of one or more lines of the printed copy (Column 9, lines 16-19).

Regarding Claim 24:

A method, as in claim 23, further comprising the steps of:

scanning the printed copy so that two or more scanned vertical synchronization-strips are embedded in a scanned image, the vertical synchronization-strips being separated by a first separation distance (Column 7, lines 12-18); and

tracking the horizontal and vertical coordinates of one or more sequential and specifically identifiable features in the synchronization-strip to create a line by line correspondence (The program code or device which performs the function described in Column 7, lines 1-5) between the marked source image and the corresponding scanned image.

Regarding Claim 25:

A method, as in claim 24, further comprising the steps of:
performing a scanned image pixel value interpolation based on an affine transform, the affine transform comprising the following steps:

sub dividing the source image and scanned image into one or more source and scanned horizontal strips (Column 7, line 19; 'sampling'), respectively;

determining by synchronization-strip tracking at least two corresponding points on two corresponding lines in the source and scanned images, the two corresponding lines separated by a second separation distance (The program code or device which performs the function described in Column 7, lines 1-8);

using at least four of the corresponding points, two at a time from each of the lines to develop a transformation of the coordinates of pels in the source image to points of interest in the scanned image (Column 11, lines 51-57);

determining an interpolated pixel value of the scanned image at the point of interest (Column 12, lines 5-6); and

for each pixel, placing the interpolated pixel value into an initial replacement image at the pel coordinates corresponding to the pel of the source image used to determine the point of interest (Column 12, lines 6-10).

Regarding Claim 26:

A system, as in claim 23, where the alignment process further comprises the steps of:

dividing the source image into a plurality of initial source horizontal strips (Column 7, line 19; 'sampling');

dividing one of the source horizontal strips into a plurality of source vertical stripes (The program code or device which performs the function in Column 13, lines 4-9);

dividing the initial aligned image into a plurality of initial aligned horizontal strips (The program code or device which performs the function in Column 13, lines 4-9);

dividing one of the aligned horizontal strips into a plurality of initial vertical stripes (The program code or device which performs the function in Column 13, lines 4-9);

dividing the initial horizontal strip corresponding to the respective source horizontal strips into a plurality of initial vertical stripes (The program code or device which performs the function in Column 13, lines 4-9), the source vertical stripes and the initial vertical strips corresponding to one another and having the same height and width

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(The program code or device which performs the function described in column 7, lines 1-5);

determining three or more cross-correlation values between the source and initial vertical stripes for an initial horizontal alignment and two or more horizontal offsets between the source and initial vertical stripes (Column 7, lines 12-18);

using the three or more cross-correlation values and their corresponding offsets to further determine an interpolated offset that produce the optimal correlation value (Column 12, lines 5-10);

producing an interpolated offset for each pair of source and initial vertical stripes (Column 12, lines 5-10);

performing a piece-wise interpolation between the interpolated offsets to develop a fine alignment that is dependent on the horizontal pel position of the source image (The software code or device which performs the iterative process described in Column 7, lines 19-28);

and re-performing the scanned image pixel value interpolation wherein a horizontal coordinate of the pel of the source image is increased by the piece-wise interpolated value of the fine alignment (The software code or device which performs the iterative process described in Column 7, lines 19-28).

Regarding Claim 27:

A system for aligning content on a printed page, the system comprising:

means for embedding two or more synchronization-strips into a digitized source image to produce a marked source image (The software code or device which performs the function described in Column 6, lines 62-67); and

means for printing the marked source image containing the synchronization-strips on a printed copy, the synchronization-strips containing line identification of one or more lines of the printed copy (The program code or device which performs the Column 9, lines 16-19).

Regarding Claim 28:

A system for aligning content in a printed copy, the system comprising:

one or more scanners (Column 4, lines 56-57 and 102 in Figure 1) that scan one or more printed copies to create one or more corresponding digitized (Column 8, lines 42-49; see 516 in Figure 9) scanned images;

an alignment process (Column 6, lines 45-51 and see Transport System 104 in Figure 1) that embeds two or more synchronization-strips into a digitized source image to produce a marked source image; and

printer that prints the marked source image with the embedded synchronization-strips to form the printed copy, the synchronization-strips containing line identification of one or more lines of the printed copy (Column 9, lines 16-19).

Regarding Claim 29:

A system, as in claim 28, where the printer prints one or more of the synchronization-strips in any one or more of the following locations:

in a vertical gutter between pages printed on a web segment and in a vertical sacrificial part of the web segment.

Note: It is inherent that register/registration marks are commonly used with printing to help ensure that print is aligned properly, and that these marks are on that portion of the web/page surface such as margins or unused or indiscriminate portions of print.

Allowable Subject Matter

4. Claims 11-20 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.
5. The following is an examiner's statement of reasons for allowance:

Claims 11-20 are allowable over the prior art of record because non of the prior art of record teaches or fairly suggests a system for detecting errors in a printed copy that dilates the source image, erodes the replacement image and bit-wise or's the corresponding one-bit pel values of the dilated source image and the eroded replacement image to produce a first intermediate result, and wherein bit-wise exclusive-or'ing the first intermediate result with the one-bit pel values of the

dilated source image to indicate the pel locations of excess ink in the scanned image.

Conclusion

6. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Pierce et al. (US 20020084648) teaches the use of invisible sense marks which are provided at spaced locations along the direction of movement and are opto-electronically sensed at each location where an imaging device is provided. The sense marks may be provided so as to define a rule to provide substantially an absolute measure of the position of the web or sheet.

7. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Neil R. McLean whose telephone number is (571)270-1679. The examiner can normally be reached on Monday through Friday 7:30AM-5:00PM EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David K. Moore can be reached on 571.272.7437. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Neil R. McLean/
Examiner, Art Unit 2625
03/13/2008

/Gabriel I Garcia/
Acting SPE of Art Unit 2625